IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 3830 OF 2006

Kwaja Hussain Shaikh ...Applicant

Versus

State of Maharashtra ...Respondent

Mr. A.V. Dhavale for the Applicant.
Mr. D.S. Mhaispurkar, Additional Public Prosecutor, for the State.

CORAM: **H.S. BEDI, C.J.**

DATE: **OCTOBER 20, 2006**.

P.C.

The applicant is the husband of the deceased and he has been prosecuted under Section 498 read with Section 306 and 34 of the I.P.C. Concededly, there is no demand for dowry and it appears from the prosecution story that the deceased burnt herself on account of a minor family quarrel with the mother-in-law. In this view of the matter, the applicant is released on bail on the following conditions.

(i) The applicant shall be enlarged on bail in connection with C.R. No. 141 of 2006 registered with Yerawada Police Station, Pune, subject to furnishing a personal bond of Rs. 15,000/-.

(ii) The applicant shall report to Yerawada police Station, Pune, once in a week.

(iii) The applicant shall furnish her address to the Investigating

Agency before his release.

(iv) The bail is granted subject to condition that the applicant shall not, directly or indirectly make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with prosecution evidence.

(v) The applicant shall co-operate with the trial Court for expeditious disposal of the trial. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail.

(vi) Any observation/s made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

The application is made absolute in the above terms.

CHIEF JUSTICE